IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FIRST DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 18087 of 2004

Between:

Peddisetti Venkatanandam, S/o. Veera Raghuvulu,
R/o. Velugubanda, Rajanagaram Mandal, E.G.Dist.

..... PETITIONER

AND

1 The Commissioner of Endowments, Tilak Road, Hyd.
2 the Dy. Commissioner of Endowments, Kakinada, E.G.District.
3 The Asst. Commissioner of Endowments, Rajahmundry, E.G.District.
4 Sri Shyamalamba Ammavari Temple, Velugubanda, Rajanagaram Mandal, E.G.District, rep. by Managing Trustee.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to declare the action of the respondent No.3 herein in not disposing of the representation of the petitioner dt. 28.8.2004 when there is a threat of dispossession to the petitioner from an extent of Ac. 0.98 1/2 cents in survey No.250 of Velugubanda, Rajanagaram Mandal, E.G. District by the 4th respondent herein, as illegal, arbitrary and unjust by issuing appropriate writ of mandamus order or direction.

Counsel for the Petitioner: MR.M.V.S.SURESH KUMAR

Counsel for the Respondent Nos.1 to 3: GP FOR ENDOWMENTS

Counsel for the Respondent No.4: SMT. N. INDRANI

The Court made the following :

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ORDER:

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Heard the learned counsel for the petitioner and the learned Government Pleader for Endowments appearing on behalf of respondent Nos.1 to 3 and with their consent the writ petition is taken up for disposal at the stage of admission.

The grievance of the petitioner is that he made a representation, dated 28-8-2004 requesting the third respondent to recognize him as small farmer and continue him as tenant of the fourth respondent-temple in respect of the land in an extent of Ac.0-98 ½ cents in survey No.250 of Velugubanda village, Rajanagaram Mandal, East Godavari District, but no action has been taken in the matter. Questioning the impugned action of the third respondent in not disposing of the representation, the petitioner filed this writ petition.

Though this Court ordered notice before admission on 05-10-2004, no counter-affidavit has been filed on behalf of the respondents.

Under the circumstances, instead of keeping the writ petition pending, I deem it appropriate to direct the third respondent-Assistant Commissioner of Endowments, Rajahmundry, East Godavari District to dispose of the representation dated 28-8-2004, submitted by the petitioner, expeditiously. Till such time, status quo obtaining as today shall be maintained.

With the above direction, the writ petition is disposed of at the stage of admission. No costs.

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N.V. RAMANA, J

Date: 21-4-2005

Svv

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Commissioner of Endowments, Tilak Road, Hyderabad.
2 The Dy. Commissioner of Endowments, Kakinada, E.G.District.
3 The Asst. Commissioner of Endowments, Rajahmundry, E.G.District.
4 The Managing Trustee, Sri Shyamalamba Ammavari Temple, Velugubanda, Rajanagaram Mandal, E.G.District.

5 Two Ccs. to the Government Pleader for Endowments, High Court Buildints, A.P., Hyderabad (OUT).

6 Two CD copies

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